

Message Text

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ACTION NSF-04

INFO OCT-01 EUR-06 ISO-00 SCI-06 USIA-15 L-03 CIAE-00

INR-10 NSAE-00 RSC-01 ABF-01 OMB-01 TRSE-00 NAS-01

HEW-08 CU-04 PA-03 PRS-01 DRC-01 /066 W

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P 131536Z SEP 73

FM EMBASSY WARSAW

TO SECSTATE WASHDC PRIORITY 5773

UNCLAS WARSAW 4758

E.O. 11652: N/A

TAGS: OSCI TGEN PL

SUBJECT: NSF/PAN MEMORANDUM OF UNDERSTANDING
AND TRAVEL OF DR. THOMAS B. OWEN

REF; WARSAW 4656 AND ZALAR/GREENBERG TLECON SEPT 12.

FOLLOWING IS FINAL REVISION TEXT PAN/NSF MOU
CLEARED WITH PAN FOREIGN COOPERATION DIVISION SEPTEMBER
13.

QUOTE THE US NATIONAL SCIENCE FOUNDATION AND
THE POLISH ACADEMY OF SCIENCES,
RECOGNIZING THAT SCIENTIFIC AND TECHNICAL FOOPERATION WILL
ADVANCE THE STATE OF SCIENCE AND
STRENGTHEN THE BONDS OF FRIENDSHIP TO THEIR MUTUAL
BENEFIT, AND
DESIRING TO PROMOTE THE CLOSEST COLLABORATION
BETWEEN AMERICAN AND POLISH INSTITUTES, LABORATORIES
AND RESEARCH CENTERS OF BOTH COUNTRIES IN AREAS OF
COMMON INTEREST,
HAVE AGREED AS FOLLOWS:

ARTICLE I

THIS MEMORANDUM OF UNDERSTANDING IS SUBJECT TO THE
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GENERAL PRINCIPLES ACCEPTED BY BOTH GOVERNMENTS IN THE

AGREEMENTS ON COOPERATION IN SCIENCE AND TECHNOLOGY
SIGNED OCTOBER 31, 1972 AND TO INTERNAL REGULATIONS WHICH
ARE CURRENTLY IN FORCE IN BOTH INSTITUTIONS.

ARTICLE II

THE US NATIONAL SCIENCE FOUNDATION AND THE POLISH
ACADEMY OF SCIENCES WILL PURSUE A PROGRAM OF MUTUAL
SCIENTIFIC AND TECHNICAL COOPERATION TO EXCHANGE IDEAS,
INFORMATION, SKILLS AND TECHNIQUES, TO COLLABORATE ON
PROBLEMS OF MUTUAL INTEREST AND TO WORK TOGETHER IN
UNIQUE ENVIRONMENTS.

TO EXTENT THAT BOTH PARTIES MAY AGREE, THIS
COOPERATION WILL INCLUDE:

1. COOPERATIVE PROJECTS OF RESEARCH AND EDUCATION
IN SCIENCE AND TECHNOLOGY,
2. TRAVEL AND ATTENDANCE AT SCIENTIFIC MEETINGS.

ARTICLE III

THESE COOPERATIVE ACTIVITIES SHALL BE PRINCIPALLY
IN AREAS OF MUTUAL SCIENTIFIC INTEREST TO BOTH PARTIES
TO THIS MEMORANDUM OF UNDERSTANDING. THESE AREAS OF
MUTUAL INTEREST SHALL BE SET FORTH IN AN ANNEX TO THIS
MEMORANDUM OF UNDERSTANDING, AND THE CONTENT OF THIS
ANNEX MAY BE SUBJECT TO CHANGE FROM TIME TO TIME AS
BOTH PARTIES MAY AGREE. AT THE SAME TIME, BOTH PARTIES
FURTHER AGREE THAT COOPERATION UNDER THIS PROGRAM SHALL
NOT BE LIMITED EXCLUSIVELY TO AREAS LISTED IN THE ANNEX,
BUT THAT PROPOSALS IN ALL SCIENTIFIC AREAS MAY BE
CONSIDERED IF THEY ARE OF SPECIAL MERIT OR INTEREST.

ARTICLE IV

SPECIFIC CONDITIONS FOR THE REALIZATION OF MUTUALLY
AGREED RESEARCH PROJECTS BETWEEN RESPECTIVE SCIENTIFIC
INSTITUTIONS WILL BE OUTLINED IN SCIENTIFIC PROJECT
PROPOSALS BASED UPON THE GENERAL PRINCIPLES DERIVED FROM
THIS MEMORANDUM OF UNDERSTANDING.

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ARTICLE V

THE POLISH SCIENTIFIC INSTITUTION WILL SHARE IN THE
COSTS OF RESEARCH PROJECTS ACCORDING TO THE OUTLINES OF
THIS MEMORANDUM OF UNDERSTANDING AND IN ACCORDANCE WITH
APPLICABLE POLISH FINANCIAL BUDGETARY AND OTHER
REGULATIONS.

THE US NATIONAL SCIENCE FOUNDATION WILL SHARE IN THE COSTS OF SUCH RESEARCH PROJECTS THROUGH INDIVIDUAL GRANTS, USING US GOVERNMENT-OWNED POLISH CURRENCIES OR SUCH OTHER FINANCIAL AND OTHER RESOURCES AS MAY BE AGREED UPON BETWEEN THE TWO PARTIES.

ARTICLE VI

THE POLISH ACADEMY OF SCIENCES WILL COORDINATE THE PROGRAM OF SCIENTIFIC COOPERATION UNDER THIS MEMORANDUM OF UNDERSTANDING AND SHALL FACILITATE THE CONDUCT OF THIS PROGRAM BETWEEN THE NATIONAL SCIENCE FOUNDATION AND POLISH SCIENTIFIC INSTITUTIONS.

ADMINISTRATION OF THE PROGRAM OF SCIENTIFIC COOPERATION WILL BE CONDUCTED BETWEEN THE NATIONAL SCIENCE FOUNDATION AND THE OFFICE FOR INTERNATIONAL RELATION OF THE POLISH ACADEMY OF SCIENCES, THROUGH THE AMERICAN EMBASSY IN WARSAW.

ARTICLE VII

SCIENTIFIC AND TECHNICAL INFORMATION DERIVED FROM COOPERATIVE ACTIVITY UNDER THIS MEMORANDUM OF UNDERSTANDING SHALL BE MADE AVAILABLE TO THE WORLD'S SCIENTIFIC COMMUNITY THROUGH CUSTOMARY CHANNELS AND IN ACCORDANCE WITH NORMAL SCIENTIFIC PROCEDURES.

WHERE PARTICULAR SCIENTIFIC OR TECHNICAL RESULTS DERIVED FROM A COOPERATIVE ACTIVITY UNDER THIS MEMORANDUM OF UNDERSTANDING MAY BE SUBJECT TO COPYRIGHT OR PATENT PROTECTION, EACH PARTY SHALL HOLD THESE RIGHTS EXCLUSIVELY IN ITS OWN COUNTRY, AND THE POSSESSION OF SUCH RIGHTS WITH RESPECT TO OTHER COUNTRIES SHALL BE THE SUBJECT OF UNCLASSIFIED

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SEPARATE WRITTEN UNDERSTANDINGS, IN ACCORDANCE WITH THE LAWS AND REGULATION OF BOTH PARTIES.

ARTICLE VIII

BOTH PARTIES SHALL PERIODICALLY CONDUCT JOINT REVIEWS OF THE PROGRESS OF THE COOPERATIVE PROGRAM CONTINGUATED BY THIS MEMORANDUM OF UNDERSTANDING.

ARTICLE IX

IN FULFILLMENT OF THE MEMORANDUM OF UNDERSTANDING EACH PARTY SHALL FACILITATE THE ACCOMPLISHMENT OF FORMALITIES CONNECTED WITH EXCHANGE OF PERSONS OR IMPORT AND EXPORT OF MATERIALS AND EQUIPMENT, THROUGH COLLABORATION

WITH THE APPROPRIATE COMPETENT AUTHORITIES.

ARTICLE X

THE CHANGE OF GENERAL PRINCIPLES TO WHICH THIS
MEMORANDUM OF UNDERSTANDING IS SUBJECT, OR EXPIRATION,
CANCELLATION AND/OR AMENDMENT OF THIS MEMORANDUM OF
UNDERSTANDING SHALL NOT AUTOMATICALLY AFFECT RESEARCH
PROJECTS IN FORCE AND SUCH PROJECTS(UPON AGREEMENT OF
BOTH PARTIES) SHALL BE CONTINUED IN ACCORDANCE WITH
PREVIOUSLY AGREED SCHEDULES, PROJECT PLANS AND
FINANCIAL CONDITIONS.

ARTICLE XI

THIS MEMORANDUM OF UNDERSTANDING MAY BE AMENDED
UPON MOTION BY EITHER PARTY IN WRITING, SUBJECT TO
ACCEPTANCE OF THE PROPOSED AMENDMENT BY THE OTHER PARTY.

ARTICLE XII

THIS MEMORANDUM OF UNDERSTANDING SHALL ENTER
INTO FORCE UPON SIGNATURE AND SHALL REMAIN IN FORCE
UNTIL JULY 1, 1976, OR UNTIL CANCELLED BY EITHER PARTY.
IN CASE OF CANCELLATION, NOTICE SHALL BE GIVEN SIXTY
DAYS PRIOR TO THE DESIRED TERMINATION DATE BY NOTIFI-
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CATION IN WRITING BY ONE PARTY TO THE OTHER PARTY.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 13 SEP 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973WARSAW04758
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: WARSAW
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730935/aaaaazwb.tel
Line Count: 204
Locator: TEXT ON-LINE
Office: ACTION NSF
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: CON SEPT 12.
Review Action: RELEASED, APPROVED
Review Authority: kelleyw0
Review Comment: n/a
Review Content Flags:
Review Date: 28 SEP 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <28-Sep-2001 by maustmc>; APPROVED <29-Jan-2002 by kelleyw0>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: NSF/PAN MEMORANDUM OF UNDERSTANDING AND TRAVEL OF DR. THOMAS B. OWEN
TAGS: OSCI, TGEN, PL
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005